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DOCKET NO. D-3004
PATENT

Group Art Unit: 1614

Examiner: Spivack, P.G.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of HUGHES et

al.

Serial No: 10/ 016,850

Filed: December 14, 2001

For: SUBSTITUTED AMANTIDINAMIDES

Mail Stop: Post Issue Commissioner for Patents

P.O. Box 1450 ·

Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Dear Sir:

The owner of the present patent application, Allergan Sales, LLC, successor in interest to Allergan Sales, Inc. by operation of law, by virtue of an assignment recorded at the United States Patent and Trademark Office at Reel 012399, frame 0630, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent issuing from this application which would extend beyond the expiration date of the full statutory term defined in 35 USC 154 and 156 and 173, as may be presently shortened by any terminal disclaimer, of U.S. Patent Number 6,562,873. The owner hereby agrees that a patent issuing from the instant patent application shall be enforceable only for and during such period that it and the '873 patent are commonly owned. This agreement runs with the instant patent application, and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the instant patent that would extend to the expiration date of the full statutory term as defined in 35 USC 154 to 156 and 173 of the '873 patent as presently shortened by any terminal disclaimer, in the event that the '873 patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found

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invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminal disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney of record.

Date

y:

Carlos A. Wisher

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Please charge the terminal disclaimer fee under 37 CFR 1.20(d) to Account No. 01-0885. A duplicate of this terminal disclaimer is enclosed.